

524 Rec PCT/PTO 16 NOV 1999

Express Mail Label No. EM012076US

FORM PTO-1390 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE
(REV 01-98)TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371

ATTORNEY'S DOCKET NUMBER

FJN-077

U.S. APPLICATION NO. (If known)

09/423905

PRIORITY DATE CLAIMED

19 March 1998 (19.03.98)

INTERNATIONAL APPLICATION NO.

PCT/JP99/01373

INTERNATIONAL FILING DATE

19 March 1999 (19.03.99)

TITLE OF THE INVENTION

Therapeutic Agent For Preventing and/or Treating Sepsis

APPLICANT(S) FOR DO/EO/US

TANI, Tohru; and KONDO, Hiroyuki

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

- This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
- This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
- This express request to begin national examination procedures (35 U.S.C. 371 (f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371 (b) and PCT Articles 22 and 39 (1).
- A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
- A copy of the International Application as filed (35 U.S.C. 371 (c)(2))
 - is transmitted herewith (required only if not transmitted by the International Bureau).
 - has been transmitted by the International Bureau.
 - is not required, as the application was filed in the United States Receiving Office (RO/US).
- A translation of the International Application into English (35 U.S.C. 371 (c)(2)).
- Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3)).
 - are transmitted herewith (required only if not transmitted by the International Bureau).
 - have been transmitted by the International Bureau.
 - have not been made; however, the time limit for making such amendments has NOT expired.
 - have not been made and will not be made.
- A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).
- An unexecuted oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)) (pages).
- A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).

Items 11. to 16. below concern document(s) or information included:

- An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
- An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
- A **FIRST** preliminary amendment.
 - A **SECOND** or **SUBSEQUENT** preliminary amendment.
- A substitute specification.
- A change of power of attorney and/or address letter.
- Other items or information:

Copy of first page of International Application (1 page); Copy of PCT Request (PCT/RO/101) (4 pages); copy of Notice Informing the Applicant of the Communication of the International Application to the Designated Offices (PCT/IB/308) (1 page); copy of International Search Report (PCT/ISA/210) (2 pages); check in the amount of \$840.00; and return postcard.

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420 Rec'd CT/PTO 16 NOV 199917. The following fees are submitted:**BASIC NATIONAL FEE (37 CFR 1.492 (a)(1)-(5))**

Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445 (a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO \$970.00

International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$ 840.00

International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445 (a)(2)) paid to USPTO \$760.00

International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33 (1)-(4) \$670.00

International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33 (1)-(4) \$96.00

ENTER APPROPRIATE BASIC FEE AMOUNT =

Surcharge of \$130.00 for furnishing the oath or declaration later than 20 30 months from the earliest claimed priority date (37 CFR 1.492(e)).

		CALCULATIONS	PTO USE ONLY
		\$ 840.00	

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE				
Total claims	1 - 20 =	0	x \$ 18.00	\$ 0.00			
Independent claims	0 - 3 =	0	x \$ 78.00	\$ 0.00			
<input checked="" type="checkbox"/> MULTIPLE DEPENDENT CLAIM(S)	(if applicable)		+ \$ 260.00	\$ 0.00			
TOTAL OF ABOVE CALCULATIONS =				\$ 840.00			
<input checked="" type="checkbox"/> Reduction of 1/2 for filing by small entity, if applicable. A Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28).				\$ 0.00			
SUBTOTAL =				\$ 840.00			
<input checked="" type="checkbox"/> Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492 (f)).				\$ 0.00			
TOTAL NATIONAL FEE =				\$ 840.00			
<input checked="" type="checkbox"/> Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property.				\$ 0.00			
TOTAL FEES ENCLOSED -				\$ 840.00			
Amount to be refunded				\$			
charged				\$			

- A check in the amount of \$840.00 to cover the above fees is enclosed.
- Please charge my Deposit Account No. in the amount of to cover the above fees.
- The Commissioner is hereby authorized to charge any deficiencies required to file the national phase application, not to include surcharges (e.g. for an unexecuted declaration), or to credit any overpayment to Deposit Account Number No. 20-0531. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Patent Administrator

TESTA, HURWITZ & THIBEAULT, LLP

125 High Street, High Street Tower

Boston, MA 02110

Signature

Reg. No.: 39,061

Christine C. Vito
NAME

Dated: 16 November 1999